

**CONCURRENT RESOLUTION APPROVING SOLID WASTE
FACILITY LANDFILL PERMIT**

2011 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Wayne L. Niederhauser

House Sponsor: Bill Wright

LONG TITLE

General Description:

This concurrent resolution of the Legislature and the Governor gives approval for the change in classification of a landfill from a class I to a class V facility.

Highlighted Provisions:

This resolution:

▶ addresses the proposed classification change of the ROC-Intermountain Regional MSW Landfill that is owned and managed by ROC Fund Landfill Holdings, LLC, and located in the city of Fairfield, in Utah County; and

▶ grants statutorily required approval of the operating plan, as approved by the Department of Environmental Quality, and allows the ROC-Intermountain Regional MSW Landfill to change classification from a class I landfill to a class V landfill and receive nonhazardous solid waste and other waste as approved in the operating plan issued by the executive secretary of the Solid and Hazardous Waste Control Board for the ROC-Intermountain Regional MSW Landfill in Fairfield, Utah.

Special Clauses:

None

Be it resolved by the Legislature of the state of Utah, the Governor concurring therein:

WHEREAS, ROC Fund Landfill Holdings, LLC, desires to change the operation of the



28 ROC-Intermountain Regional MSW Landfill from a class I landfill to a class V landfill to
29 receive nonhazardous solid waste for treatment, storage, or disposal, and other waste allowed
30 under the approved operating plan issued by the executive secretary of the Solid and Hazardous
31 Waste Control Board;

32 WHEREAS, the facility is located on a 335-acre parcel in Section 16, west half,
33 Township 7 South, Range 2 West, Salt Lake Base Meridian, and is located within the city
34 limits of Fairfield, in Utah County;

35 WHEREAS, ROC Fund Landfill Holdings, LLC, is currently permitted to operate a
36 nonhazardous solid waste facility at this site as a class I landfill that receives waste as allowed
37 by the approved operating plan and under contract with the city of Fairfield;

38 WHEREAS, Section 19-6-108 of the Utah Code requires that an applicant for a change
39 in classification from a class I landfill to a class V landfill receive approval from the Utah State
40 Legislature and the Governor of the State as part of the approval process;

41 WHEREAS, Section 19-6-108 of the Utah Code also requires that an applicant for
42 authority to change landfill classifications receive approval from the executive secretary of the
43 Solid and Hazardous Waste Control Board within the Department of Environmental Quality
44 prior to receiving legislative and gubernatorial approval;

45 WHEREAS, ROC Fund Landfill Holdings, LLC, has submitted a proposed operation
46 plan for the ROC-Intermountain Regional MSW Landfill to change from a class I landfill to a
47 class V nonhazardous solid waste landfill to the Department of Environmental Quality, and the
48 operation plan was approved by the executive secretary of the Solid and Hazardous Waste
49 Control Board on January 10, 2010; and

50 WHEREAS, the approved operating plan for the ROC-Intermountain Regional MSW
51 Landfill allows the landfill to receive nonhazardous solid waste and other waste as approved in
52 the operating plan issued by the executive secretary of the Solid and Hazardous Waste Control
53 Board:

54 NOW, THEREFORE, BE IT RESOLVED by the Legislature, the Governor concurring
55 therein, that ROC Fund Landfill Holdings, LLC, is granted approval to construct and operate a
56 class V nonhazardous solid waste landfill known as the ROC-Intermountain Regional MSW
57 Landfill in Fairfield, Utah.

Legislative Review Note
as of 1-28-11 8:16 AM

Office of Legislative Research and General Counsel

FISCAL NOTE

S.C.R. 8

SHORT TITLE: **Concurrent Resolution Approving Solid Waste Facility Landfill Permit**

SPONSOR: **Niederhauser, W.**

2011 GENERAL SESSION, STATE OF UTAH

STATE GOVERNMENT (UCA 36-12-13(2)(b))

Enactment of this resolution likely will not materially impact the state budget.

LOCAL GOVERNMENTS (UCA 36-12-13(2)(c))

Enactment of this resolution likely will not result in direct, measurable costs and/or benefits for local governments.

DIRECT EXPENDITURES BY UTAH RESIDENTS AND BUSINESSES (UCA 36-12-13(2)(d))

Enactment of this resolution likely will not result in direct, measurable expenditures by Utah residents or businesses.